Case 08-03939 Doc 1 Filed 02/21/08 Entered 02/21/08 12:43:15 Desc Main Document Page 1 of 11

| United States Bankruptcy C<br>Northern District of Illinois                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                 |                                                                                             |                                      | ourt                                                                      |                                                                                                     |                                                               | Voluntary Petition                                                                                                                                       |                                     |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------|--------------------------------------|---------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|---------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|
| Name of Debtor (if individual, enter Last, First, Cain, Ida M                                                                                                                                                                                                                                                                                                                                                                                                                   | Middle):                                                                        |                                                                                             | Name                                 | of Joint De                                                               | ebtor (Spouse                                                                                       | e) (Last, First                                               | t, Middle):                                                                                                                                              |                                     |
| All Other Names used by the Debtor in the last (include married, maiden, and trade names):                                                                                                                                                                                                                                                                                                                                                                                      | 8 years                                                                         |                                                                                             |                                      |                                                                           | used by the I maiden, and                                                                           |                                                               | in the last 8 years                                                                                                                                      |                                     |
| Last four digits of Soc. Sec. or Individual-Taxpe (if more than one, state all)  xxx-xx-6135                                                                                                                                                                                                                                                                                                                                                                                    | nyer I.D. (ITIN) N                                                              | No./Complete E                                                                              |                                      | our digits o                                                              |                                                                                                     | Individual-                                                   | Taxpayer I.D. (ITIN) N                                                                                                                                   | o./Complete EIN                     |
| Street Address of Debtor (No. and Street, City, a 1027 S. 12 Ave., Apt C Maywood, IL                                                                                                                                                                                                                                                                                                                                                                                            | and State):                                                                     | ZIP Code                                                                                    |                                      | Address of                                                                | Joint Debtor                                                                                        | (No. and St                                                   | reet, City, and State):                                                                                                                                  | ZIP Code                            |
| County of Decidence on of the Dringing Disco.                                                                                                                                                                                                                                                                                                                                                                                                                                   | f Duainasa.                                                                     | 60153                                                                                       |                                      | y of Posido                                                               | unaa or of tha                                                                                      | Dringing Di                                                   | ace of Business:                                                                                                                                         |                                     |
| County of Residence or of the Principal Place o                                                                                                                                                                                                                                                                                                                                                                                                                                 | i Business:                                                                     |                                                                                             | Coun                                 | ly of Keside                                                              | ince or or the                                                                                      | Principal Pi                                                  | ace of Business:                                                                                                                                         |                                     |
| Mailing Address of Debtor (if different from str                                                                                                                                                                                                                                                                                                                                                                                                                                | eet address):                                                                   |                                                                                             | Mailin                               | ng Address                                                                | of Joint Debt                                                                                       | or (if differe                                                | ent from street address):                                                                                                                                |                                     |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                 | ZIP Code                                                                                    |                                      |                                                                           |                                                                                                     |                                                               |                                                                                                                                                          | ZIP Code                            |
| Location of Principal Assets of Business Debtor (if different from street address above):                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                 |                                                                                             | <u> </u>                             |                                                                           |                                                                                                     |                                                               |                                                                                                                                                          | 1                                   |
| Type of Debtor (Form of Organization) (Check one box)  ■ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.  □ Corporation (includes LLC and LLP) □ Partnership                                                                                                                                                                                                                                                                                          | (C ☐ Health Care ☐ Single Asse in 11 U.S.C ☐ Railroad ☐ Stockbroke. ☐ Commodity | t Real Estate as<br>. § 101 (51B)<br>r<br>Broker                                            |                                      | ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt                                   | the 1<br>er 7<br>er 9<br>er 11<br>er 12                                                             | Petition is F                                                 | ptcy Code Under Whi<br>iled (Check one box)<br>hapter 15 Petition for R<br>f a Foreign Main Proced<br>hapter 15 Petition for R<br>f a Foreign Nonmain Pr | decognition<br>eding<br>decognition |
| Other (If debtor is not one of the above entities, check this box and state type of entity below.)                                                                                                                                                                                                                                                                                                                                                                              | (Check Debtor is a under Title                                                  | Exempt Entity<br>box, if applicable<br>tax-exempt org<br>26 of the Unite<br>nternal Revenue | e)<br>anization<br>d States          | defined<br>"incurr                                                        | are primarily co<br>I in 11 U.S.C. §<br>ed by an indivi<br>onal, family, or                         | (Checonsumer debts § 101(8) as idual primarily                | busin                                                                                                                                                    | s are primarily<br>ess debts.       |
| Filing Fee (Check or                                                                                                                                                                                                                                                                                                                                                                                                                                                            | ne box)                                                                         |                                                                                             |                                      | one box:                                                                  |                                                                                                     | Chapter 11                                                    |                                                                                                                                                          |                                     |
| <ul> <li>Full Filing Fee attached</li> <li>☐ Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.</li> <li>☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> </ul> |                                                                                 |                                                                                             | or Check                             | Debtor is c if: Debtor's a to insiders c all applica A plan is Acceptance | not a small b<br>aggregate nor<br>s or affiliates)<br>ble boxes:<br>being filed w<br>ces of the pla | ncontingent later less that<br>ith this petition were solicit | s defined in 11 U.S.C. § or as defined in 11 U.S. liquidated debts (excludin \$2,190,000.  ion. ited prepetition from on with 11 U.S.C. § 11260          | .C. § 101(51D). ling debts owed     |
| Statistical/Administrative Information  Debtor estimates that funds will be available                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                 |                                                                                             |                                      |                                                                           |                                                                                                     | THIS                                                          | S SPACE IS FOR COURT                                                                                                                                     | USE ONLY                            |
| ☐ Debtor estimates that, after any exempt prop<br>there will be no funds available for distribut                                                                                                                                                                                                                                                                                                                                                                                |                                                                                 |                                                                                             | ive expens                           | es paid,                                                                  |                                                                                                     |                                                               |                                                                                                                                                          |                                     |
| 1- 50- 100- 200-                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1,000-<br>5,000 10,000                                                          |                                                                                             | 25,001-<br>50,000                    | 50,001-<br>100,000                                                        | OVER 100,000                                                                                        |                                                               |                                                                                                                                                          |                                     |
| \$0 to \$50,001 to \$100,001 to \$500,001<br>\$50,000 \$100,000 \$500,000 to \$1                                                                                                                                                                                                                                                                                                                                                                                                | \$1,000,001 \$10,000 to \$10 to \$50 million million                            | ,001 \$50,000,001<br>to \$100<br>million                                                    | \$100,000,000<br>to \$500<br>million | \$500,000,001<br>to \$1 billion                                           |                                                                                                     |                                                               |                                                                                                                                                          |                                     |
| \$0 to \$50,001 to \$100,001 to \$500,001                                                                                                                                                                                                                                                                                                                                                                                                                                       | \$1,000,001 \$10,000 to \$10 to \$50                                            | ,001 \$50,000,001<br>to \$100                                                               | \$100,000,000<br>to \$500            | \$500,000,001 to \$1 billion                                              |                                                                                                     |                                                               |                                                                                                                                                          |                                     |

Case 08-03939 Doc 1 Filed 02/21/08 Entered 02/21/08 12:43:15 Desc Main Document Page 2 of 11

Page 2 Name of Debtor(s): Voluntary Petition Cain, Ida M (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: Northern District of Illinois 01-22452 6/25/01 Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. X <u>/s/ Jennifer A. Blanc</u> February 21, 2008 Signature of Attorney for Debtor(s) (Date) Jennifer A. Blanc 6257505 Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

### B1 (Official Form 1)(1/08)

**Voluntary Petition** 

(This page must be completed and filed in every case)

## Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

### X /s/ Ida M Cain

Signature of Debtor Ida M Cain

X.

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

February 21, 2008

Date

### Signature of Attorney\*

### X /s/ Jennifer A. Blanc

Signature of Attorney for Debtor(s)

### Jennifer A. Blanc 6257505

Printed Name of Attorney for Debtor(s)

### Law Offices of Jennifer A. Blanc

Firm Name

60 West Madison Oak Park, IL 60302

Address

# Email: jenlawone@earthlink.net (708) 848-5291 Fax: (708) 848-6551

Telephone Number

### February 21, 2008

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

 $\mathbf{X}$ 

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s):

Cain, Ida M

| ; | igna | tures |
|---|------|-------|
|   |      |       |

### Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

 $\mathbf{X}$ 

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Official Form 1, Exhibit D (10/06)

### UNITED STATES BANKRUPTCY COURT

|       | Northern- | District of | Illinois |            |
|-------|-----------|-------------|----------|------------|
| In re |           |             | Case No  | (if known) |

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

XII. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.

☐2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.

# Official Form 1, Exh. D (10/06) - Cont.

Date:

|   | 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]                                                                                                                                                                                                                                                                                                                                                                                       |
|---|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|   | If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed. |
|   | ☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]  ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);  ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);  ☐ Active military duty in a military combat zone.                                                                                                                        |
|   | ☐5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|   | I certify under penalty of perjury that the information provided above is true and                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| * | Signature of Debtor Au ain                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| • | Date: 12 125                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |

Case 08-03939 Doc 1 Filed 02/21/08 Entered 02/21/08 12:43:15 Desc Main Document Page 6 of 11
United States Bankruptcy Court
Northern District of Illinois

| In re  | Ida M Cain                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                            | Case No.                                                                                |                                                                    |           |
|--------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|--------------------------------------------------------------------|-----------|
|        |                                                                                                                                                                                                                                                                                                                                                                                                                                     | Debtor(s)                                                                                                                                  | Chapter                                                                                 | 13                                                                 |           |
|        | DISCLOSURE OF COMPENSA                                                                                                                                                                                                                                                                                                                                                                                                              | TION OF ATTO                                                                                                                               | RNEY FOR DI                                                                             | EBTOR(S)                                                           |           |
| c      | Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 20 ompensation paid to me within one year before the filing of the rendered on behalf of the debtor(s) in contemplation of or                                                                                                                                                                                                                                                    | the petition in bankrupto                                                                                                                  | y, or agreed to be pai                                                                  | d to me, for services rende                                        | and that  |
|        | For legal services, I have agreed to accept                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                            | \$                                                                                      | 3,500.00                                                           |           |
|        | Prior to the filing of this statement I have received                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                            | \$                                                                                      | 746.00                                                             |           |
|        | Balance Due                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                            | \$                                                                                      | 2,754.00                                                           |           |
| 2. \$  | 274.00 of the filing fee has been paid.                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                            |                                                                                         |                                                                    |           |
| 3. 7   | The source of the compensation paid to me was:                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                            |                                                                                         |                                                                    |           |
|        | ■ Debtor □ Other (specify):                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                            |                                                                                         |                                                                    |           |
| 4. Т   | The source of compensation to be paid to me is:                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                            |                                                                                         |                                                                    |           |
|        | ■ Debtor □ Other (specify):                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                            |                                                                                         |                                                                    |           |
| 5. l   | ■ I have not agreed to share the above-disclosed compensat                                                                                                                                                                                                                                                                                                                                                                          | ion with any other person                                                                                                                  | unless they are mem                                                                     | bers and associates of my                                          | law firm. |
| į      | ☐ I have agreed to share the above-disclosed compensation copy of the agreement, together with a list of the names of                                                                                                                                                                                                                                                                                                               |                                                                                                                                            |                                                                                         |                                                                    | rm. A     |
| a<br>b | n return for the above-disclosed fee, I have agreed to render I . Analysis of the debtor's financial situation, and rendering a . Preparation and filing of any petition, schedules, statemen . Representation of the debtor at the meeting of creditors an . [Other provisions as needed]  Negotiations with secured creditors to reduce reaffirmation agreements and applications a 522(f)(2)(A) for avoidance of liens on househ | advice to the debtor in de<br>t of affairs and plan which<br>d confirmation hearing, a<br>ce to market value; ex<br>is needed; preparation | termining whether to<br>h may be required;<br>and any adjourned hea<br>emption planning | file a petition in bankruptorings thereof;  preparation and filing | g of      |
| 7. I   | By agreement with the debtor(s), the above-disclosed fee does  Representation of the debtors in any discharge any other adversary proceeding.                                                                                                                                                                                                                                                                                       | s not include the following                                                                                                                | g service:<br>icial lien avoidanc                                                       | es, relief from stay act                                           | ions or   |
|        | CF                                                                                                                                                                                                                                                                                                                                                                                                                                  | ERTIFICATION                                                                                                                               |                                                                                         |                                                                    |           |
|        | certify that the foregoing is a complete statement of any agreankruptcy proceeding.                                                                                                                                                                                                                                                                                                                                                 | eement or arrangement for                                                                                                                  | r payment to me for re                                                                  | epresentation of the debtor                                        | (s) in    |
| Dated  | : February 21, 2008                                                                                                                                                                                                                                                                                                                                                                                                                 | /s/ Jennifer A. BI                                                                                                                         | anc                                                                                     |                                                                    |           |
|        |                                                                                                                                                                                                                                                                                                                                                                                                                                     | Jennifer A. Bland                                                                                                                          |                                                                                         |                                                                    |           |
|        |                                                                                                                                                                                                                                                                                                                                                                                                                                     | Law Offices of Jo<br>60 West Madisor                                                                                                       |                                                                                         |                                                                    |           |
|        |                                                                                                                                                                                                                                                                                                                                                                                                                                     | Oak Park, IL 603                                                                                                                           | 02                                                                                      | _                                                                  |           |
|        |                                                                                                                                                                                                                                                                                                                                                                                                                                     | (708) 848-5291    l<br>jenlawone@earti                                                                                                     | Fax: (708) 848-655                                                                      | 1                                                                  |           |
|        |                                                                                                                                                                                                                                                                                                                                                                                                                                     | jemawone weard                                                                                                                             | IIIIIK.IIEL                                                                             |                                                                    |           |

B 201 (04/09/06)

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b). OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine al information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

# 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

# 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299) 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have

committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your

income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Document

Page 8 of 11

Desc Main Page 2

2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain

long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239) Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

# 3. Bankruptev Crimes and Availability of Bankruptev Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of [Non-Attorney] Bankruptcy Petition Preparer I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

| Printed name and title, if any, of Bankruptcy Petition Preparer         | Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person, or |
|-------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Address:                                                                | partner of the bankruptcy petition preparer.) (Required by 1! U.S.C. § 110.)                                                                                         |
| X                                                                       |                                                                                                                                                                      |
| Certificate I (We), the debtor(s), affirm that I (we) have received and | te of the Debtor<br>d read this notice. ,                                                                                                                            |
|                                                                         | X Signature of Debtor Date                                                                                                                                           |
| Printed Name(s) of Debtor(s)                                            | , Oig. and of a                                                                                                                                                      |
| Case No. (if known)                                                     | XSignature of Joint Debtor (if any) Date                                                                                                                             |
| •                                                                       | · · · · · · · · · · · · · · · · · · ·                                                                                                                                |

Case 08-03939 Doc 1 Filed 02/21/08 Entered 02/21/08 12:43:15 Desc Main

60 W. Madison Street
Oak Park, Illinois 60302
(P) 708/848-5291 (F)708/848-6551

# §527 (a) Disclosure

I have agreed to retain Jennifer A. Blanc to represent me in connection with a bankruptcy case that may be filed on my behalf. I understand the following:

- (1). All information that I am required to provide with a petition and thereafter during a case under this title must be <u>complete</u>, <u>accurate</u> and <u>truthful</u>.
- (2). All of my property, weather I possess it or not, and all of my assets and all of liabilities must be completely and accurately disclosed in the documents filed to commence the case, and I must disclose the replacement value of each asset as defined in \$506 of the Bankruptcy Code in the documents I file where requested after I have made a reasonable inquiry to establish such value.
- (3). My current monthly income, my actual living expenses (the amounts specified in \$707(b)(2)), and, in a case under Chapter 13 of this title, all of my disposable income (which will be determined in accordance with \$707(b)(2)) must be fully and accurately stated after I have made reasonable inquiry.
- (4). I understand that information I provide during my case may be audited pursuant to this title, and that failure to provide such information may result in dismissal of the case under this title or other sanction, including criminal sanctions.

I acknowledge that my attorney has fully explained these obligations to be.

| X   | Ida M Cain Client | 12-28-07 |
|-----|-------------------|----------|
| .√A | CHOIL             | Date     |
| X   | Client            | Date     |

# Case 08-03939 Doc 1 Filed 02/21/08 Entered 02/21/08 12:43:15 Desc Main Document Page 10 of 11 §527(b) Disclosure

IMPORTANT INFORMATION ABOUT BANKRUPTCY ASSISTANCE SERVICES FROM AN ATTORNEY OR BANKRUPTCY PETITION PREPARER

If you decide to seek bankruptcy relief, you can represent yourself, you can hire an attorney to represent you, or you can get help in some localities from a bankruptcy petition preparer who is not an attorney. THE LAW REQUIRES AN ATTORNEY OR BANKRUPTCY PETITION PREPARER TO GIVE YOU A WRITTEN CONTRACT SPECIFYING WHAT THE ATTORNEY OR BANKRUPTCY PETITION PREPARER WILL DO FOR YOU AND HOW MUCH IT WILL COST. Ask to see the contract before you hire anyone.

The following information helps you understand what must be done in a routine bankruptcy case to help you evaluate how much service you need. Although bankruptcy can be complex, many cases are routine.

Before filing a bankruptcy case, either your or your attorney should analyze your eligibility for different forms of debt relief available under the Bankruptcy Code and which form of relief is most likely to be beneficial for you. Be sure you understand the relief you can obtain and its limitations. To file a bankruptcy case, documents called a Petition, Schedules and Statement of Financial Affairs, as well as in some cases a Statement of Intention need to be prepared correctly and filed with the bankruptcy court. You will have to pay a filing fee to the bankruptcy court. Once your case starts, you will have to attend the required first meeting of creditors where you may be questioned by a court official called a "trustee" and by creditors.

If you choose to file a Chapter 7 case, you may be asked by a creditor to reaffirm a debt. You may want help deciding whether to do so. A creditor is not permitted to coerce you into reaffirming your debts.

If you choose to file a Chapter 13 case in which you repay your creditors what you can afford over 3 to 5 years, you may also want help with preparing your Chapter 13 plan and with the confirmation hearing on your plan which will be before a bankruptcy judge.

If you select another type of relief under the Bankruptcy Code other than Chapter 7 or Chapter 13, you will want to find out what should be done from someone familiar with that type of elief.

four bankruptcy case may also involve litigation. You are generally permitted to represent ourself in litigation in bankruptcy court, but only attorneys, not bankruptcy petition preparers, an give you legal advice.

| Jaa M Caun | ** | 12-28-07<br>DATE |
|------------|----|------------------|
| JENT       | *  | DATE             |

Americash Loans, L.L.C. 1117 S. First Ave. Maywood, IL 60153

Chase Auto Finance P.O. Box 901008 Fort Worth, TX 76101-2008

Dapartment of the Treasury Internal Revenue Service P.O. Box 47-421, Stop 22-B Atlanta, GA 30362

David J. Axelrod & Assoc. 1448 Old Skokie Rd. Highland Park, IL 60035

Department of Hud Financial Operations Center 52 Corporate Circle Albany, NY 12203

IRS
Mailstop 5010 CHI
230 S. Dearborn St.
Chicago, IL 60604

NCO Financial Systems 507 Prudential Road Horsham, PA 19044

Nicor Gas Co. - Legal Dept. P.O. Box 585 Aurora, IL 60507

Professional Bureau of Collections PLS Financial Services, Inc P.O. Box 628 Elk Grove, CA 95759